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# ***Public Utilities Commission of the State of California***

*Wesley M. Franklin, Executive Director*

## Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

## Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

## **Daily Calendar** **Thursday, April 4, 2002**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/  
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

## REGULAR COMMISSION BUSINESS MEETINGS

April 4, 2002	10 am	San Francisco
April 22, 2002	11 am	San Francisco
May 2, 2002	10 am	San Francisco

## COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

April 17, 2002	1:30 pm	San Francisco
April 29, 2002	1:30 pm	San Francisco
May 13, 2002	1:30 pm	San Francisco

## NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
Voice: 415-703-2074  
FAX: 415-703-1758 (Attn: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

## NOTICES

### **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed **ONLY** to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION**

**Subscription Notice for Draft Agenda Items**

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

**Subscription Notice for Daily Calendar and/or Agenda**

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van

Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

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### COMMISSIONER OFFICE HOURS

*For further information or to make an appointment, please contact Norm Carter at (213) 576-7055 or (866) 849-8391*

<u><b>Date/Time</b></u>	<u><b>Commissioner</b></u>	<u><b>Location</b></u>
April 24, 2002 1 pm – 3 pm	Henry M. Duque	320 West 4 <sup>th</sup> Street, Suite 500 Los Angeles

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### PUBLIC MEETING & WORKSHOPS

#### **Offset Rates and Balancing Account Workshop Notice (PLEASE NOTE: NEW DATE)**

**April 4, 2002**  
11 am – 1 pm

*California Public Utilities Commission  
505 Van Ness Avenue, Suite 3104  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco*

In accordance with Section 4 of the Scoping Memo issued March 11, 2002 in the Rulemaking to Evaluate Existing Practices and Policies for Processing Offset Rate Increase and Balancing Accounts and Decide Whether New Policies are Needed, R.01-12-009, the California Public Utilities Commission's Water Division posts and serves electronically this notice of a workshop it will sponsor to address the issue of calculating the expense component of the balancing account. The workshop will be hosted by Water Division and allow participants to discuss and make recommendations on this issue. Within ten days after the workshop, we invite parties to submit and serve a position statement, discussing why their proposed method of calculating the expense component is preferable.

The meeting is wheelchair accessible.

If you will not attend then please provide your written or electronic comments before the close of the workshop. Send them electronically to [water\\_division@cpuc.ca.gov](mailto:water_division@cpuc.ca.gov) or mail them to:

California Public Utilities Commission  
Water Division  
Attn.: Fred L. Curry  
505 Van Ness Avenue

San Francisco, CA 94102  
(415) 703-1739

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

Deaf and Disabled Telecommunications Program  
California Relay Service Advisory Committee  
Speech-to-Speech Task Force  
April 8, 2002  
1:30 pm – 3:30 pm

DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland

The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

**PUBLIC MEETING AGENDA:**

I.) Review of information provided by MCI on STS calls, II.) Discussion of options to monitor and reduce potential fraudulent use of STS, III.) Discussion of recommendations for CRSAC as next steps, IV.) Public Input, and V.) Adjournment.

For additional information, please call Katy Franco, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1101 TTY, or e-mail her at [katyf@ddtp.org](mailto:katyf@ddtp.org). If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

**Meeting Information:** For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice/Public Meeting**

April 9, 2002  
9:30 am – 2 pm

California Public Utilities Commission  
505 Van Ness Avenue, Training Room  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco

The ULTS Marketing Board (ULTSMB) and the ULTS Administrative Committee (ULTSAC) will hold their joint meeting to discuss the following: Review and approve minutes of their previous respective meetings; TD staff report on market research report and status of ULTSMB other contracts, R. 01-08-002 (SB 669 Implementation), R. 01-08-027 (CARE/ULTS), IMSD liaison report; Sjoberg Evashenk Consulting progress report and initial findings; Discussion on board disclaimer and recommendations; Action Items; Announcements; Set Future Agenda Items; and Hear Public Comments.

The general meeting is open to the public. The Board reserves the right to limit the time allocated to public comments and each speaker. If you would like to receive an agenda or full meeting packet, please notify the ULTS liaison at (415) 703-5331.

**Public Input Meeting Notice**

*AB 140 Implementation*  
*April 9, 2002*  
*7 pm*

*City Council Chambers*  
*531 K Street*  
*Eureka*

Telecommunications Division staff will be conducting Public Input Meetings regarding the implementation of AB 140, the rural telecommunications infrastructure grant program. Staff is seeking public input on community eligibility criteria, grant approval criteria and working group board membership and functions.  
Contact: Contact Linda Rochester at (415) 703-2785 or lrr@cpuc.ca.gov.

**Public Meeting**

*April 10, 2002*  
*Lottery begins at 1:30 pm*

*California Public Utilities Commission*  
*505 Van Ness Avenue, Training Room*  
*(Corner of Van Ness Avenue and McAllister Street)*  
*San Francisco*

**LOTTERY FOR TELEPHONE NUMBER PREFIX ASSIGNMENTS IN THE  
209, 310, 323, 408, 415, 510, 530, 559, 619, 650, 707, 714, 760, 805, 818, 909, 916, 925,  
AND 949 NUMBERING PLAN AREAS**

The Telecommunications Division of the California Public Utilities Commission will be conducting a lottery to determine allocations of central office codes (NXXs) in the 209, 310, 323, 408, 415, 510, 530, 559, 619, 650, 707, 714, 760, 805, 818, 909, 916, 925, and 949 area codes pursuant to the provisions of D.96-09-087. Applications should be submitted to the California Code Administrator prior to the close of business on April 2, 2002. All companies applying for central office codes must have their NRUF data on file with the California Code Administrator. For information on the NRUF filing, call (925) 363-8736. For information on the lottery process, call (415) 703-5953. If specialized accommodations for the disabled are needed, call the Public Advisor at (415) 703-2032 five working days in advance of the event. Companies, who wish to have a sealed envelope prepared for them on an ongoing basis containing their confidential letter designations for each NPA lottery drawing, should submit such a request in writing. Requests should be submitted prior to the close of business on April 11, 2002 to: Michaela Pangilinan, Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Equipment Program Advisory*  
*Committee (EPAC)*  
*April 11, 2002*  
*10 am – 4 pm*

*Deaf and Disabled Telecommunications Program*  
*Offices*  
*505 14<sup>th</sup> Street, Suite 400*  
*Conference Room*  
*Oakland*

The EPAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

**Public Meeting Agenda:**

I.) Administrative Business, A.) Agenda Modification and Approval, B.) Review of Minutes from the Previous Meeting, C.) Review of Action List Items, D.) Report from the Chair, E.) Executive Director's Report, F.) DDTP Staff Reports, II.) Public Input [Public input will always be held at 1 pm], III.) Equipment Program Manager's Report, IV.) Discuss the process to fill the Certified Telecommunications carrier and the Telecommunication vendor to EPAC, VIII.) Other Business, A.) Member Reports, B.) Review of consumer contact logs, C.) Requests for invention, D.) Suggested items for next month's agenda, E.) Future meetings, and X.) Adjournment.

**Meeting Information:**

For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.)

**Environmental Notice:**

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Input Meeting Notice**

*AB 140 Implementation  
April 11, 2002  
7 pm*

*Lassen County Fairgrounds – Commercial  
Building  
195 Russell Avenue  
Susanville*

Telecommunications Division staff will be conducting Public Input Meetings regarding the implementation of AB 140, the rural telecommunications infrastructure grant program. Staff is seeking public input on community eligibility criteria, grant approval criteria and working group board membership and functions.  
Contact: Contact Linda Rochester at (415) 703-2785 or lrr@cpuc.ca.gov.

**Public Meeting (PLEASE NOTE: NEW DATE)**

*May 9, 2002  
9:30 am*

*California Public Utilities Commission  
505 Van Ness Avenue, Room 3204  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco*

The CHCF-A, CHCF-B, and CTF Administrative Committees will hold a meeting on April 16, 2002, to discuss: (1) Introductions; (2) Public Comments; (3) Review and Approval of January 16, 2002, Public Meeting Minutes; (4) Discussion on the Status of Annual Report for Each Program Fund; (5) Discussion on the Status of Assigned Commissioner's Ruling on the Advisory Board Membership and Other Related Issues; (6) Status Report on the Current Committee Composition; (7) Discussion on the Fiscal Year 2003-2004 Budgets for Each Program; (8) Status Report on the Financial Condition

of Each Program Fund; (9) Presentation by Vantage Consulting, Inc. on the Attestation Examinations of the CHCF-B/CTF Surcharge Remittances of Pacific Bell, AT&T & Sprint PCS; and (10) Schedule for the Next Public Meeting and Agenda. The contact person for this meeting is Hassan Mirza at (415) 703-1638.

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**NOTICE OF DRAFT RESOLUTIONS  
(Pursuant to PU Code § 311(g))**

**NOTICE OF RESOLUTION TO DISCLOSE INVESTIGATIVE REPORT**

Draft Resolution Authorizing Disclosure of Commission Consumer Services Division (Utilities Safety Branch) Records Pursuant to Public Records Act Request by Robert D. Peterson, Esq., on Behalf of Pouk & Steinle, Inc., Seeking Disclosure of Commission Staff Investigative Records Relating to the Death of Ron Wilson (Incident No. EIR20001204-01).

A draft resolution (L-298) by the Legal Division authorizing disclosure of the Utilities Safety Branch's investigative report concerning Incident No. EIR20001204-01, is scheduled for consideration on the April 4, 2002 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote. The Commission may adopt all or part of the draft resolution, amend or modify it, or set it aside and prepare a different resolution.

On February 28, 2002, the draft resolution was circulated to the requesting party and the subject utility, Southern California Edison Company, pursuant to Public Utilities Code Section 311(g) and Rules 77.7 and 81 of the Commission's Rules of Practice and Procedure. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at [cpuc.ca.gov](http://cpuc.ca.gov). The Commission will consider the draft resolution at its April 4, 2002 meeting. Interested parties may file comments on the draft resolution, and may file replies to comments. An original and 2 copies of comments must be filed with the Legal Division by March 15, 2002, at the address set forth below. Reply comments must be filed by March 22, 2002. Commenters must also serve comments, and reply comments, on the service list, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (Rule 77.7.) Parties may view comments at the Commission's San Francisco Office.

Carrie G. Pratt  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue, Room 5137  
San Francisco, CA 94102  
Telephone: (415) 703-2742



E-mail: [cgp@cpuc.ca.gov](mailto:cgp@cpuc.ca.gov)

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**The Commission's Telecommunications Division has prepared Resolution T-16647 for the April 18, 2002 Agenda. It will revoke the CPCNs of the following 22 telecommunications companies because it appears they no longer operate:**

<b><u>CPCN#</u></b>	<b><u>Company Name</u></b>
5644	Metrolink Communications, Inc.
5646	Advanced Telecommunications Network
5678	Universal Communications Network
5681	Nucomnet
5695	Educare Network, Inc.
5705	Global Telecom
5714	Long Distance Services, Inc.
5715	Telmatch Telecommunications, Inc.
5723	International Telemedia Associates, Inc.
5741	WCI Communications, Inc.
5747	Group Advantage Providers, LLC
5750	Atlas Equity, Inc.
5753	All American Telephone, Inc.
5759	ACI Communications, Inc.
5771	Telemanagement Advantage Group
5787	Strategic Telecom Systemns, Inc.
5792	Ample Sky Telecom
5794	Pick Communications Corp.
5804	Digital Services Corp.
5819	I.C.N., LLC
5822	Inmark, Inc.
5825	Cheetah Communications, LLC

Questions or comments on this resolution should be directed to:

Joe McIlvain  
505 Van Ness Avenue  
San Francisco, CA 94102  
Phone: (415) 703-2185

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**The Telecommunications Division (TD) does not have current address and operating status information on the following competitive carriers. TD requests that these carriers or anyone else with this information contact:**

Joe McIlvain  
Telecommunications Division  
(415) 703-2185

<u>Utility ID#</u>	<u>Carrier</u>
5044	Napa Valley Telecom Services
5264	LDC Consultants
5398	Professional Communications Management Services
5411	Texas Hotel Communications, Inc.
5422	Colorado River Communications Corp.
5559	USN Communications, Inc.
5592	Pantel Communications, Inc.
5594	Network Enhanced Technologies, Inc.
5615	Telegration, Inc.
5672	World-Link, Inc.
5708	Cybersentry, Inc.
5738	MSN Communications, Inc.
5749	Eastern Telecommunications, Inc.
5850	Flat Rate Long Distance, Inc.
5855	Activetel L.D., Inc.
5878	Latin American Enterprises, Inc.
5896	Network One
5945	!Telsa, Inc.
6052	Comtex Corporation
6082	First Call USA, Inc.
6121	Executive Telecard, Ltd.
6198	TII Incorporated
6205	Centennial Telecommunications, Inc.
6219	Alliance Network, Inc.
6294	American Telesource International, Inc.
6360	Siesta Telecom
6452	Ecocom USA Limited
6438	Jirehcom, Inc.
6494	Nxgen Networks, Inc.
6498	Zama Networks, Inc.
6543	Domino Networks Communications, Inc.
6573	RGB Communications, LLC

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**NEW FILINGS**

3/18/02      A01-09-024      **Second Amended Application - Southern California**

		Gas Company, (U 904-G) for Authority to Revise its Rates Effective January 1, 2003 in its Biennial Cost Allocation Proceeding.
	A01-10-005	San Diego Gas & Electric Company, (U 902-G), for Authority to Revise its Gas Rates Effective January 1, 2003, in its Biennial Cost Allocation Proceeding; <b>the amendment is filed pursuant to the Direction of ALJ Brown and updates presently effective rates, forecasts of natural gas prices and demand, and forecasts of SDG&amp;E regulatory account balances</b>
3/25/02	A02-03-049	Pacific Gas and Electric Company (U 39-E), for Review of and Authorization for Recovery of Costs relating to its Low Emission Vehicle (LEV) Program for 2002 through 2005
3/26/02	A02-03-050	SilverLeaf Communications Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013
3/26/02	A02-03-051	Royal Telecomm, Inc., for Registration as an Interexchange Carrier Telephone Corporation pursuant to the provisions of Public Utilities Code Section 1013

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**PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING**

**NONE**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING  
OFFICER'S DECISION \* ARBITRATOR'S REPORTS**

**NONE**

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**ADVICE LETTER FILINGS**

**NONE**

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Rail Safety and Carriers Division**

4/2/02            TCP 15222-B      Josh Rassai, Address: 1111 Via Las Cumbres, San Diego, California 92111; Telephone: (858) 571-5757; Terminal Address: 10447 Prospect Avenue, Santee, California 92071; Application filed for new Class B authority

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

**NONE**

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

3/22/02            C.01-10-033      McVicar - Reginald Thatcher, Complainant, vs. Sprint Communications Company L.P., Defendant.

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

**Correction to the Daily Calendar of 4/3/02**

R.01-09-001      Kenney - Order Instituting Rulemaking on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, and

I.01-09-002      Kenney - Order Instituting Investigation on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated,  
**Evidentiary Hearing held and concluded**

A.00-11-038      Pulsifer - Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and

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- |             |   |
|-------------|---|
| A.00-11-056 | Pulsifer - Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E), and  |
| A.00-10-028 | Pulsifer - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,<br><b>Evidentiary Hearing originally set for June 10 – 14<br/>reset to June 18 – 21 and June 27 - 28</b> |
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#### REMOVALS FROM CALENDAR

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|-------------|--|
| I.01-11-037 | Bushey - In the matter of the Order Instituting Investigation on the Commission's own motion into the operations and practices of William Michael Gavin, an individual doing business as Affordable Apartment Movers, Respondent,<br><b>Evidentiary Hearing scheduled for April 4 has been removed from the Calendar</b> |
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#### NEW SETTINGS

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- |                                     |                           |  |
|-------------------------------------|---------------------------|--|
| 4/15/02<br>ALJ Walker<br>Comr Duque | 10:00 a.m.<br>A.02-02-028 | (IAM) - In the Matter of the Petition of Verizon California Inc. for Arbitration Pursuant to Section 252(i) of the Telecommunications Act of 1996 and 47 C.F.R. § 51.809 to Prevent the Adoption of an Alternative Dispute Resolution Clause from another Interconnection Agreement Requested by ICG Group, Inc. (U 5406-C),<br><b>Commission Courtroom, San Francisco</b> |
| 5/28/02<br>ALJ Walwyn<br>Comr Lynch | 10:00 a.m.<br>R.01-10-024 | (EH) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,<br><b>Commission Courtroom, San Francisco<br/>(also May 29 – 31 and June 3 – 4)</b>  |
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#### LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

4/15/02	10:00 a.m.	NONE SCHEDULED
4/22/02	10:00 a.m.	NONE SCHEDULED
4/29/02	10:00 a.m.	NONE SCHEDULED

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### FINAL ORAL ARGUMENTS (FOA)

NONE

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### HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

<i>(PHC) = Prehearing Conference</i>	<i>(WS) = Workshop</i>
<i>(EH) = Evidentiary Hearing</i>	<i>(FPH) = Full Panel Hearing</i>
<i>(PPH) = Public Participation Hearing</i>	<i>(AH) = Arbitration Hearing</i>
<i>(IAM) = Initial Arbitration Meeting</i>	<i>(CA) = Closing Argument</i>
<i>(M) = Mediation</i>	<i>(LM) = Law &amp; Motion</i>
<i>(ECP) = Expedited Complaint Procedure</i>	<i>(OA) = Oral Argument</i>
<i>(OSC) = Order to Show Cause</i>	

4/4/02	9:00 a.m.	<b>(EH)</b> - Application of North Gualala Water
ALJ Vieth	A.01-10-020	Company for Authority to Implement a Water
Comr Duque		Rate Surcharge to Recover Costs Associated
		with the Extraordinary Events Memorandum
		Account (Source of Supply Study),
		<b>Commission Courtroom, San Francisco</b>

4/4/02	2:30 p.m.	<b>(PHC)</b> - In the Matter of the Joint Application of California-American Water Company (U-210-W), a California corporation, RWE Aktiengesellschaft, a corporation organized under the laws of the Federal Republic of Germany, Thames Water Aqua Holdings GmbH, a corporation organized under the laws of the Federal Republic of Germany, Thames Water Plc, a corporation organized under the laws of the United Kingdom and Wales, and Apollo Acquisition Company, a Delaware Corporation, for an order Authorizing Apollo Acquisition Company to merge with and into American Water Works Company, Inc. resulting in a change of control of California-American Water Company, and for such related relief as may be necessary to effectuate such transaction, <b>Commission Courtroom, San Francisco</b>
4/8/02	2:00 p.m.	<b>(PHC)</b> - Order Instituting Rulemaking Into Implementation of Assembly Bill 1149 Regarding Underground Electric and Communications Facilities, <b>Commission Courtroom, San Francisco</b>
ALJ Econome Comr Duque	A.02-01-036	
4/9/02	2:00 p.m.	<b>(TELEPHONIC PHC)</b> - Gorgee Enterprises, Inc., G & S Transit, Inc., and Tri-City Transit, Inc., Complainants, vs. America's Dream Limousine Service, Inc., Defendant, <b>ALJ Grau's Office, San Francisco</b>
ALJ Brown Comr Duque	R.00-01-005	
4/10/02	10:00 a.m.	<b>(ECP)</b> - Janice D. and Francis R. Eakle, Complainants, vs. Pacific Gas and Electric Company, Defendant, <b>Employment Development Department Sycamore Conference Room 2445 Carmichael Drive Chico, CA</b>
ALJ Patrick	C.02-02-035	
4/11/02	10:00 a.m.	<b>(PHC)</b> - Application of Clear World Communications Corporation for a Certificate of Public Convenience and Necessity to Operate as a Provider of Resold Local Exchange Telecommunications Service within the State of California, <b>Commission Courtroom, San Francisco</b>
ALJ O'Donnell Comr Wood	A.01-09-040	

4/12/02 ALJ Pulsifer Comr Lynch	10:00 a.m. A.00-11-038	<b>(WS)</b> - Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
	A.00-11-056	<b>(WS)</b> - Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E), and
	A.00-10-028	<b>(WS)</b> - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527, <b>Commission Courtroom, San Francisco</b>
4/15/02 ALJ Walker Comr Duque	10:00 a.m. A.02-02-028	<b>(IAM)</b> - In the Matter of the Petition of Verizon California Inc. for Arbitration Pursuant to Section 252(i) of the Telecommunications Act of 1996 and 47 C.F.R. § 51.809 to Prevent the Adoption of an Alternative Dispute Resolution Clause from another Interconnection Agreement Requested by ICG Group, Inc. (U 5406-C), <b>Commission Courtroom, San Francisco</b>
4/15/02 ALJ Barnett Comr Wood	2:00 p.m. C.01-12-032	<b>(EH)</b> – Edward A. Sweeney, Complainant, vs. San Diego Gas and Electric Company, Defendant, Paul B. Austin, Intervenor, <b>San Diego State Office Building 1350 Front Street, Room B-102 San Diego, CA</b>
4/18/02 ALJ Bushey Comr Duque	10:00 a.m. A.01-09-062	<b>(EH)</b> - In the Matter of the Application of California Water Service Company (U 60 W), a Corporation, for an Order Authorizing It to Increase Rates Charged for Water Service at Each of Its Operating Districts to Recover Increased Operating Expenditures at Its General Office, and



	A.01-09-063	<b>(EH)</b> - And Related Matters, <b>Commission Courtroom, San Francisco</b> <b>(also April 19 and April 22-26)</b>
	A.01-09-064	
	A.01-09-065	
	A.01-09-066	
	A.01-09-067	
	A.01-09-068	
	A.01-09-069	
	A.01-09-070	
	A.01-09-071	
	A.01-09-072	
	A.01-09-073	
	A.01-09-074	
4/18/02	2:00 p.m.	<b>(PHC)</b> - Application of SAN DIEGO GAS & ELECTRIC COMPANY for Approval of Utility Retained Generation Cost Recovery Mechanism (U 902-E), <b>Commission Courtroom, San Francisco</b>
ALJ Wetzell Comr Wood	A.02-01-015	
4/19/02	11:00 a.m.	<b>(ECP)</b> – Bahman Jamtoob, Complainant, vs. Pacific Bell, Defendant, <b>Commission Courtroom, State Office Building</b> <b>320 West 4<sup>th</sup> Street, Suite 500</b> <b>Los Angeles, CA</b>
ALJ Barnett	C.02-02-026	
4/19/02	12:00 p.m.	<b>(ECP)</b> - Mo Kadohata, Complainant, vs. Southern California Gas Company, Defendant, <b>Commission Courtroom, State Office Building</b> <b>320 West 4<sup>th</sup> Street, Suite 500</b> <b>Los Angeles, CA</b>
ALJ Barnett	C.02-01-040	
4/23/02	10:00 a.m.	<b>(PHC)</b> - Application of the Santa Clara Valley Transportation Authority for an order authorizing construction of an at-grade crossing of Hamilton Avenue (82D-5.6) by the light rail transit line of the Vasona Light Rail Project in the City of Campbell, County of Santa Clara, <b>Commission Courtroom, San Francisco</b>
ALJ Walker Comr Lynch	A.01-01-003	
4/23/02	1:30 p.m.	<b>(EH)</b> – Everett and Karen Downs, Complainants, vs. Citizens Water Resources, Defendant, <b>Commission Courtroom, San Francisco</b>
ALJ Patrick Comr Duque	C.01-11-027	

4/24/02 ALJ Grau Comr Brown	10:00 a.m. I.01-03-021	<b>(EH)</b> - Investigation on the Commission's own Motion and Order to Show Cause into the operations, practices and conduct of Titan Telecommunications, Inc. (U-6224), and Christopher Bucci, its President and owner, Respondents, <b>Commission Courtroom, San Francisco (also April 25)</b>
4/25/02 ALJ Duda Comr Lynch	10:00 a.m. C.01-07-027	<b>(PHC)</b> - California ISP Association, Inc., Complainant, v. Pacific Bell Telephone Company (U-1001-C); SBC Advanced Solutions, Inc. (U-6346-C) and Does 1-20, Defendants, <b>Commission Courtroom, San Francisco</b>
4/29/02 ALJ Cooke Comr Duque	10:00 a.m. A.01-03-036	<b>(PHC)</b> – In the Matter of the Application of San Diego Gas & Electric Company (U 902-E) for a Certificate Of Public Convenience & Necessity Valley-Rainbow 500kV Inter-Connect Project, <b>Commission Courtroom, San Francisco</b>
5/3/02 ALJ Barnett	11:30 a .m. C.02-03-038	<b>(ECP)</b> – Russell G. Rankin, Complainant, vs. Southern California Gas Company, Defendant, <b>Commission Courtroom, State Office Building 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA</b>
5/3/02 ALJ Barnett	12:00 p.m. C.01-12-034	<b>(ECP)</b> – Linda Marie Romney, Complainant, vs. Pacific Bell Telephone Company, Defendant, <b>Commission Courtroom, State Office Building 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA</b>
5/3/02 ALJ Barnett	1:00 p.m. C.02-03-021	<b>(ECP)</b> - C.W. Lee, Complainant, vs. California Water Service Company, Defendant, <b>Commission Courtroom, State Office Building 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA</b>
5/3/02 ALJ Barnett	2:00 p.m. C.02-03-024	<b>(ECP)</b> - Priscilla A. Ferreri, Complainant, vs. Verizon California, Inc., Defendant, <b>Commission Courtroom, State Office Building 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA</b>

5/6/02 ALJ Cooke Comr Duque	9:00 a.m. A.01-03-036	<b>(EH)</b> – In the Matter of the Application of San Diego Gas & Electric Company (U 902-E) for a Certificate Of Public Convenience & Necessity Valley-Rainbow 500kV Inter-Connect Project, <b>Commission Courtroom, San Francisco</b> <b>(also May 7 - 10 and May 13 - 17)</b>
5/6/02 ALJ Barnett	10:00 a.m. C.01-12-031	<b>(ECP)</b> – Stephen L. and Marie K. Peck, Complainant, vs. Southern California Gas Company, Defendant, <b>Employment Development Department</b> <b>Laguna Room</b> <b>23456 Madero, Suite 150</b> <b>Mission Viejo, CA</b>
5/6/02 ALJ Barnett	2:00 p.m. C.02-03-033	<b>(ECP)</b> – Daniel W. and Darlene S. Akers, Complainants, vs. Pacific Bell Telephone Company, Defendant, <b>Employment Development Department</b> <b>Administrative Conference Room</b> <b>1949 Avenida Del Oro Street</b> <b>Carlsbad, CA</b>
5/13/02 ALJ Barnett Comr Brown	10:00 a.m. A.01-09-003	<b>(EH)</b> - Application of Pacific Gas and Electric Company in the 2001 Annual Transition Cost Proceeding for the Record period July 1, 2000, through June 30, 2001 (Non Procurement Practices only) and
	A.01-09-005	<b>(EH)</b> - Application of San Diego Gas & Electric Company (U 902-E) in the Fourth Annual Transition Cost Proceeding Addressing the Transition Cost Balancing Account (TCBA), <b>Commission Courtroom, San Francisco</b> <b>(also May 14 – 17)</b>
5/15/02 ALJ Gottstein Comr Lynch	10:00 a.m. I.00-11-001	<b>(PHC)</b> - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply, and

	A.01-04-012	<b>(PHC)</b> - Conditional Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Los Banos-Gates 500 kv Transmission Project <b>Commission Courtroom, San Francisco</b>
5/17/02 ALJ Walker Comr Duque	10:00 a.m. A.00-10-026	<b>(PHC)</b> - In the matter of the Application of 360networks (USA) inc. for authority to construct facilities within the State of California required to provide InterLATA and IntraLATA Telecommunications Services, and
	A.99-08-021	<b>(PHC)</b> – Application of Pacific Fiber Link, L.L.C. (U-6028-C) for Modification of its Certificate of Public Convenience and Necessity (“CCPN”) to Review Proponent’s Environmental Assessment for Compliance with the California Environmental Quality Act (“CEQA”), <b>Commission Courtroom, San Francisco</b>
5/20/02 ALJ Wetzell Comr Wood	9:00 a.m. A.02-01-015	<b>(EH)</b> - Application of SAN DIEGO GAS & ELECTRIC COMPANY for Approval of Utility Retained Generation Cost Recovery Mechanism (U 902-E), <b>Commission Courtroom, San Francisco</b> <b>(also May 21 – 24)</b>
5/21/02 ALJ Rosenthal	10:00 a.m. A.01-02-026	<b>(EH)</b> - In the Matter of the Application of CATALINA RED & WHITE CRUISES, INC., a California Corporation, for a certificate of public convenience and necessity to operate as a vessel common carrier between Long Beach and Los Angeles (San Pedro), California, on the one hand, and all points and places on Santa Catalina Island, on the other hand, and between all points and places at and within three miles of Santa Catalina Island; and request for interim operating authority, <b>Commission Courtroom, San Francisco</b> <b>(also May 22)</b>

5/28/02 ALJ Walwyn Comr Lynch	10:00 a.m. R.01-10-024	<b>(EH)</b> - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development, <b>Commission Courtroom, San Francisco</b> <b>(also May 29 – 31 and June 3 – 4)</b>
6/3/02 ALJ Sullivan Comr Brown	9:30 a.m. A.01-09-006	<b>(EH)</b> - Application of Southern California Edison Company (U 338-E) in the 2000/2001 Revenue Adjustment Proceeding, <b>Commission Courtroom, San Francisco</b> <b>(also June 4)</b>
6/3/02 ALJ Prestidge Comr Brown	10:00 a.m. A.02-01-012	<b>(EH)</b> - Application of Pacific Gas and Electric Company for Authorization to Sell Electric Distribution and Certain Transmission Facilities Serving the City of Patterson, the Community of Crows Landing, and Certain Adjacent Rural Areas to the Turlock Irrigation District Pursuant to Public Utilities Code Section 851 and For Approval of Service Area Agreement Under Public Utilities Code Section 8101. (U 39E), <b>Commission Courtroom, San Francisco</b> <b>(also June 4 – 6)</b>
6/5/02 ALJ Pulsifer Comr Lynch	10:00 a.m. A.00-11-038	<b>(PHC)</b> - Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
	A.00-11-056	<b>(PHC)</b> - Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E), and
	A.00-10-028	<b>(PHC)</b> - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527, <b>Commission Courtroom, San Francisco</b>
6/5/02 ALJ Grau Comr Brown	10:00 a.m. C.01-07-034	<b>(EH)</b> - Mike Knell, dba JTR Publishing, Complainant, vs. Pacific Bell Telephone Company and AT&T Communications of California, Inc., Defendants, <b>Commission Courtroom, San Francisco</b>

6/6/02	10:00 a.m.	<b>(EH)</b> - San Gabriel Transit, Inc., a California corporation, dba City Cab Company, Complainant, vs. Titan Capital Corp., dba Valley Cab & Valley Transportation Car & Limousine Service; East Valley Transportation, LLC; West Valley Transportation, LLC; Avetik Sarkissian, an individual; Brad Gunches, an individual; and DOES 1-25, inclusive, Defendants, <b>Commission Courtroom, State Office Building 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA (also June 7)</b>
6/6/02	10:00 a.m.	<b>(PHC)</b> - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, <b>Commission Courtroom, San Francisco</b>
6/10/02	10:00 a.m.	<b>(EH)</b> - In the Matter of the Application of San Diego Gas & Electric Company For Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, August 1, 2002. (U 902 E), <b>Commission Courtroom, San Francisco (also June 11 – 14 and June 17 – 21 “as needed”)</b>
6/10/02	10:00 a.m.	<b>(EH)</b> - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, <b>Commission Courtroom, San Francisco (also June 11 – 14 and June 17 – 18) (Note: June 17 at 10:00 a.m. and the remaining days at 9:00 a.m.)</b>
6/18/02	10:00 a.m.	<b>(EH)</b> - Application of Southern California Edison Company (E 3338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and
	A.00-11-056	<b>(EH)</b> - Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E), and

	A.00-10-028	<b>(EH)</b> - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527, <b>Commission Courtroom, San Francisco (also June 19 – 21; June 27 - 28)</b>
6/19/02 ALJ Wetzell Comr Wood	10:00 a.m. A.00-10-045	<b>(PHC)</b> - Application of San Diego Gas & Electric Company (U 902-E) for an Order Implementing Assembly Bill 265, and
	A.01-01-044	<b>(PHC)</b> - Application of San Diego Gas & Electric Company (U 902-E) for Authority to Implement an Electric Rate Surcharge to Manage the Balance in the Energy Rate Ceiling Revenue Shortfall Account, <b>Commission Courtroom, San Francisco</b>
6/24/02 ALJ Wetzell Comr Wood	9:00 a.m. A.00-10-045	<b>(EH)</b> - Application of San Diego Gas & Electric Company (U 902-E) for an Order Implementing Assembly Bill 265, and
	A.01-01-044	<b>(EH)</b> - Application of San Diego Gas & Electric Company (U 902-E) for Authority to Implement an Electric Rate Surcharge to Manage the Balance in the Energy Rate Ceiling Revenue Shortfall Account, <b>Commission Courtroom, San Francisco (also June 25 – 28)</b>
7/8/02 ALJ Thomas Comr Brown	10:00 a.m. R.01-05-047	<b>(EH)</b> - Order Instituting Rulemaking on the Commission's Own Motion to Determine Whether Baseline Allowances for Residential Usage of Gas and Electricity Should Be Revised, <b>Commission Courtroom, San Francisco (also July 9 at 10:00 a.m.; July 10 at 9:00 a.m.; and July 15 – 19 at 10:00 a.m.)</b>
7/15/02 ALJ Econome Comr Duque	10:00 a.m. I.01-08-029	<b>(EH)</b> - Order Instituting Investigation Into Southern California Edison Company's Electric Line Construction, Operation and Maintenance Practices, <b>Commission Courtroom, San Francisco (also July 16 – 19 at 9:00 a.m.)</b>

7/18/02 ALJ Walker Comr Bilas	10:00 a.m. C.01-06-008	<p><b>(EH)</b> - Yucaipa Mobilehome Residents' Association ("YMRA"), a California nonprofit corporation, by Len Tyler, President of YMRA, as representative of the residents of Knollwood Mobilehome Park; Edna Jenkins, a represented Member of YMRA, an individual and resident Of Knollwood Mobilehome Park; and Nancy L. Carlisle, a represented member of YMRA, an Individual and resident of Knollwood Mobilehome Park, Complainants, <b>vs.</b> Knollwood Mobilehome Estates, Ltd., a California Partnership, doing business as Knollwood Mobilehome Estates, Defendant,</p> <p><b>Riverside County Workforce Development Center 1151 Spruce Street, Room 13 Riverside, CA</b></p>
7/22/02 ALJ Kenney Comr Lynch	10:00 a.m. R.01-09-001	<p><b>(EH)</b> - Order Instituting Rulemaking on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, and</p>
	I.01-09-002	<p><b>(EH)</b> - Order Instituting Investigation on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated,</p> <p><b>Commission Courtroom, San Francisco (also July 23 – 26 and July 29 – August 2)</b></p>
7/23/02 ALJ Barnett Comr Wood	10:00 a.m. A.98-07-003	<p><b>(EH)</b> - Application of Pacific Gas and Electric Company for Verification, Consolidation, and Approval of Costs and Revenues in the Transition Revenue Account.,</p> <p><b>Commission Courtroom, San Francisco (also July 24 – 26)</b></p>
8/5/02 ALJ Wong Comr Bilas	9:30 a.m. A.01-10-011	<p><b>(EH)</b> - Application of Pacific Gas and Electric Company Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016. (U 39 G),</p> <p><b>Commission Courtroom, San Francisco (also August 6 – 9 and August 12 - 14)</b></p>



8/27/02	10:00 a.m.	<b>(EH)</b> - In the Matter of the Application of Southern California Gas Company (U 904G) For Authority to Revise its Rates Effective January 1, 2001, in its Biennial Cost Allocation Proceeding, and
ALJ Brown	A.01-09-024	
Comr Brown		
	A.01-10-005	<b>(EH)</b> - In the Matter of the Application of San Diego Gas & Electric Company (902G) For Authority to Revise its Gas Rates Effective January 1, 2003, in its Biennial Cost Allocation Proceeding, <b>Commission Courtroom, San Francisco</b> <b>(also August 27 – 30; September 3 – 6; September 9 – 13; and September 16 - 20)</b>
8/29/02	10:00 a.m.	<b>(PHC)</b> – Order Instituting Investigation into the Revenue Requirement of Roseville Telephone Company Pursuant to Decision 00-11-039, <b>Commission Courtroom, San Francisco</b>
ALJ Jones	I.01-04-026	
Comr Wood		
9/9/02	10:00 a.m.	<b>(PHC)</b> - Universal Studios, Inc., Complainant. vs. Southern California Edison Company, Defendant., <b>Commission Courtroom, San Francisco</b> <b>(also September 10 – 12)</b>
ALJ McKenzie	C.01-01-043	
Comr Wood		
10/7/02	10:00 a.m.	<b>(EH)</b> – Order Instituting Investigation into the Revenue Requirement of Roseville Telephone Company Pursuant to Decision 00-11-039, <b>Commission Courtroom, San Francisco</b> <b>(also October 8 – 11 and October 15 – 18)</b>
ALJ Jones	I.01-04-026	
Comr Wood		
12/9/02	10:00 a.m.	<b>(EH)</b> - Application of Pacific Gas and Electric Company in the 2001 Annual Transition Cost Proceeding for the Record period July 1, 2000, through June 30, 2001 (Procurement Practices only), <b>Commission Courtroom, San Francisco</b> <b>(also December 10 – 13)</b>
ALJ Barnett	A.01-09-003	
Comr Brown		

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#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van*

Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.**

NONE

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**NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))**

NONE

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**NOTICE OF EX PARTE COMMUNICATIONS**

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

3/13/02	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.

**Summary:** On March 8, 2002, Cynthia Marshall, Senior Vice President – Regulatory and Constituency Relations of Pacific Bell Telephone Company (PacBell), met with Lester Wong, advisor to Cmmr. Peevey, in San Francisco. Also present were David Discher, General Attorney of Pacific Telesis Group, and Linda Vandeloop, Executive Director-Regulatory of PacBell. PacBell discussed ALJ's draft interim opinion (draft) establishing interim rates, which was mailed to the parties on February 27, 2002. PacBell stated that interim relief is not warranted. PacBell explained that the draft improperly dismisses PacBell loop and switching cost analyses that show that unbundled local loop costs have increased. PacBell further explained that the draft ignores the fact that growth has occurred in outlying geographic areas and not in urban areas, and that digital loop carrier equipment has been placed in controlled

environmental vaults. Finally, PacBell stated that the draft incorrectly applies an inflation factor to the HAI Model outputs. With respect to unbundled switching costs, SBC Pacific Bell stated that there is no evidence that shows that vertical feature costs have declined to zero.

**Filer: Pacific Bell Telephone Company**

**Contact: Thomas Selhorst**

**Phone: (415) 542-7715**

**email: ts1912@sbc.com**

**Summary:** On March 8, 2002, Dave Dorman, President of AT&T Communications of California, Inc. (AT&T), met with Cmmr. Lynch in San Francisco. Also present were Tom Long, advisor to Cmmr. Lynch, Rose Johnson, Regulatory Affairs Vice President, and Ken McNeely, California President, for AT&T. AT&T representatives expressed its concerns regarding the interim price decision.

**Filer: AT&T Communications of California**

**Contact: Doretta Dea**

**Phone: (415) 442-2985**

3/18/02            A97-10-081            San Diego Gas & Electric Company, for approval of Biennial Resource Plan Update (BRPU) Settlements.

**Summary:** On March 13, 2002, Steven Greenwald, attorney for winning bidders Kenetech Windpower, Inc. (Kenetech) and the PG&E Generating Company (PG&E Gen), met with David Gamson, advisor to Cmmr. Brown, and Cmmr. Duque in two separate meetings in San Francisco. At the meeting with David Gamson also present was Peter Hanson, advisor to Cmmr. Brown, and at the meeting with Cmmr. Duque – Lynne McGhee, advisor to Cmmr. Duque. Jeffrey Gray, attorney for Kenetech and PG&E Gen, and Frank DeRosa and Eric Eisenman of PG&E National Energy Group (which has participated in this proceeding under the name ‘PG&E Generating Company’) participated in both meetings. Written materials (attached to the notice) were used. Greenwald stated that the Commission has repeatedly affirmed that settlements are in the public interests. Greenwald stated that the draft decision sets a different standard for Kenetech and PG&E Gen compared to the other winning BRPU bidders and is therefore discriminatory.

**Filer: Kenetech Windpower, Inc. and PG&E Generating Company**

**Contact: Judy Pau**

**Phone: (415) 276-6587**

3/18/02	A97-12-020	Pacific Gas and Electric Company, for authority to increase rates and charges for electric and gas service effective 1/1/99.
	I97-11-026	Commission Order Instituting Investigation, into the out-of-service status of Pacific Gas and Electric Company's El Dorado hydroelectric project and the need to reduce electric rates related to this non-functioning electric generating facility.
	A94-12-005	Pacific Gas and Electric Company, for authority to decrease its rate and charges for electric and gas

195-02-015      service and increase rates and charges for pipeline expansion service-test year 1996 general rate case. Commission Order Instituting Investigation into rates, charges, service and practices of PG&E.

**Summary:** On March 14, 2002, Mark Pocta, Manager of the Office of Ratepayer Advocates (ORA), met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Also present was Laura Krannawitter, advisor to Cmmr. Brown. Pocta noted that attrition is not an entitlement and that granting PG&E any further attrition is contrary to the Commission's observation regarding the need to examine PG&E's current revenue requirement. Pocta explained further that there is no need for an attrition increase since the Commission just granted PG&E an attrition increase for 2001 in the amount of \$151 million which was a 7.2% increase in PG&E general rate case revenue. Pocta explained how retroactive attrition increases are a poor policy choice especially from a ratepayer perspective. Pocta noted that the type of ratemaking mechanism proposed by the draft decision providing a retroactive attrition increase is a new phenomenon at the Commission and recommended that the policy be eliminated. Pocta stated that if PG&E required a general rate increase in 2002 then it should have filed its test year 2002 general rate case pursuant to the rate case plan as originally directed by the Commission.

**Filer: Office of Ratepayer Advocates – Gileau**

**Contact: Rosario Espino**

**Phone: (415) 703-1858**

**email: mre@cpuc.ca.gov**

3/18/02      A01-02-024      AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.

                 A01-02-035      AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.

**Summary:** On March 13, 2002, Cynthia Marshall, Senior Vice President – Regulatory and Constituency Relations, Pacific Bell Telephone Company (PacBell), met with Tom Long, advisor to Cmmr. Lynch, Fassil Fenikile, advisor to Cmmr. Duque, and Cmmr. Brown, in three separate meetings in San Francisco. Also present were James Young, General Attorney and Assistant General Counsel, David Discher, General Attorney, for Pacific Telesis Group, and Lora Watts, President of External Affairs, Todd Silbergeld, General Manager – Regulatory Affairs, Scott Pearsons, Director – Cost Studies, and Linda Vandeloop, Executive Director – Regulatory, for PacBell. In the meeting with Cmmr. Brown also participated Robert Wullenjohn, advisor to Cmmr. Brown. Written

materials (attached to the notice) were used. PacBell's representatives discussed ALJ's draft interim opinion (draft) establishing interim rates, which was mailed on February 27, 2002. PacBell's representatives stated that the interim relief is not warranted. PacBell explained that the draft improperly dismisses PacBell loop and switching cost analyses that show that unbundled local loop costs have increased. PacBell argued that the draft ignores the fact that growth has occurred in outlying geographic areas and not in urban areas, and that digital loop carrier equipment has been placed in controlled environmental vaults. Finally, PacBell stated that the draft incorrectly applies an inflation factor to the HAI Model outputs. With respect to unbundled switching costs, PacBell stated that there is no evidence that shows that vertical feature costs have declined to zero, and that PacBell's proposed discount should be adopted.

**Filer: Pacific Bell Telephone Company**

**Contact: Tom Selhorst**

**Phone: (415) 542-7715**

**email: ts1912@sbc.com**

3/20/02	A97-12-020	Pacific Gas and Electric Company, for authority to increase rates and charges for electric and gas service effective 1/1/99.
	I97-11-026	Commission Order Instituting Investigation, into the out-of-service status of Pacific Gas and Electric Company's El Dorado hydroelectric project and the need to reduce electric rates related to this non-functioning electric generating facility.
	A94-12-005	Pacific Gas and Electric Company, for authority to decrease its rate and charges for electric and gas service and increase rates and charges for pipeline expansion service-test year 1996 general rate case.
	I95-02-015	Commission Order Instituting Investigation into rates, charges, service and practices of PG&E.

**Summary:** On March 19, 2002, Mark Pocta, Manager of the Office of Ratepayer Advocates (ORA), met with Linda Serizawa, advisor to Cmmr. Wood, in San Francisco. Pocta noted that attrition is not an entitlement and that granting PG&E any further attrition is contrary to the Commission's observation regarding the need to examine PG&E's current revenue requirement. Pocta explained further that there is no need for an attrition increase since the Commission just granted PG&E an attrition increase for 2001 in the amount of \$151 million which was a 7.2% increase in PG&E general rate case revenue. Pocta explained how retroactive attrition increases are a poor policy choice especially from a ratepayer perspective. Pocta noted that the type of ratemaking mechanism proposed by the draft decision providing a retroactive attrition increase is a new phenomenon at the Commission and recommended that the policy be eliminated. Pocta stated that if PG&E required a general rate increase in 2002 then it should have filed its test year 2002 general rate case pursuant to the rate case plan as originally directed by the Commission.

**Filer: Office of Ratepayer Advocates – Gileau**

**Contact: Rosario Espino**

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**Summary:** On March 18, 2002, Mark Pocta, Manager of the Office of Ratepayer Advocates (ORA), met with Aaron Johnson, advisor to Cmmr. Lynch, in San Francisco. Pocta noted that attrition is not an entitlement and that granting PG&E any further attrition is contrary to the Commission's observation regarding the need to examine PG&E's current revenue requirement. Pocta explained further that there is no need for an attrition increase since the Commission just granted PG&E an attrition increase for 2001 in the amount of \$151 million which was a 7.2% increase in PG&E general rate case revenue. Pocta explained how retroactive attrition increases are a poor policy choice especially from a ratepayer perspective. Pocta noted that the type of ratemaking mechanism proposed by the draft decision providing a retroactive attrition increase is a new phenomenon at the Commission and recommended that the policy be eliminated. Pocta stated that if PG&E required a general rate increase in 2002 then it should have filed its test year 2002 general rate case pursuant to the rate case plan as originally directed by the Commission.

**Filer: Office of Ratepayer Advocates – Gileau**

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3/21/02	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.

**Summary:** On March 18, 2002, Rose Johnson, Regulatory Affairs Vice President of AT&T Communications of California, Inc. (AT&T), met with Cmmr. Brown and Jonathan Lakritz, advisor to Cmmr. Wood, in two separate meetings in San Francisco. At the meeting with Cmmr. Brown also present was Robert Wullenjohn, advisor to Cmmr. Brown. David Miller, Senior Attorney for AT&T, Richard Severy of WorldCom, Inc. (WorldCom), and Terry Murray, a consultant to AT&T and WorldCom, participated in both meetings. Written materials (attached to the notice) were used. AT&T and WorldCom's representatives explained why the Commission should adopt lower rates than those proposed in the draft interim price decision.

**Filer: AT&T Communications of California, Inc. and WorldCom, Inc.**

**Contact: Doretta Dea**

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